

**FOR OFFICIAL USE ONLY**

Law Enforcement Sensitive

**DEPARTMENT OF THE ARMY**

U.S. ARMY CRIMINAL INVESTIGATION COMMAND

Fort Myer CID Office

105 Fenton Circle, Building 305, Joint Base Myer - Henderson Hall, VA 22211-1101

11 Jun 2014

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION - FINAL/SSI - 0004-2014-CID041-71995 -  
6E1B1 / 5H1A / 9J

DATES/TIMES/LOCATIONS OF OCCURRENCES:

1. 01 JUN 2010, 0001 - 01 MAY 2011, 2359; UNKNOWN, UNKNOWN  
LOCATION, AFGHANISTAN

DATE/TIME REPORTED: 02 JAN 2014, 1450

INVESTIGATED BY:

SA (b)(6) (b)(7)(C), (b) (7)(E)  
SA  
SA  
SA  
SA  
SA  
SA  
SA

SUBJECT:

1. NONE, ; MALE; [RAPE (UNFOUNDED)] (NFI)  
2. (b)(6) (b)(7)(C) PFC; (XXX (b)(6) (b)(7)(C) (DOB);  
(POB); MALE; WHITE; 2ND BN, 327TH INF REG, 1ST BCT, TF BASTOGNE, FOB  
FENTY, APO, ARMED FORCES AFRICA, CANADA, EUROPE & MIDDLE EAST  
09310; FC ; [RAPE (UNFOUNDED)], [MURDER (UNFOUNDED)]

VICTIM:

1. NONE, ; FEMALE; XZ ; [RAPE (UNFOUNDED)] (NFI)  
2. NONE, ; MALE; XZ ; [RAPE (UNFOUNDED)], [MURDER (UNFOUNDED)]  
(NFI)

INVESTIGATIVE SUMMARY:

**FOR OFFICIAL USE ONLY**

Law Enforcement Sensitive

This office was notified by Det. (b)(6) (b)(7)(C) Fairfax County Police Department, Child Exploitation Squad, 4100 Chain Bridge Road, Fairfax, VA 22030, that PFC (b)(6) (b)(7)(C) (b)(6) (b)(7)(C) told a fellow inmate that he and another individual (NFI) committed rape and that he also committed murder while deployed to Afghanistan.

Investigation determined the offenses of Rape and Murder did not occur as originally reported. Based on the totality of investigative facts, including interviews of PFC (b)(6) (b)(7)(C) former chain of command and unit members, it was determined that PFC (b)(6) (b)(7)(C) did not commit the offenses while deployed to Afghanistan.

CPT (b)(6) (b)(7)(C) Regimental Judge Advocate, Joint Base Myer-Henderson Hall, VA 22211, opined probable cause did not exist to believe PFC (b)(6) (b)(7)(C) committed the offenses of Rape and Murder.

**STATUTES:**

Article 120, UCMJ: Rape (Unfounded)  
Article 128, UCMJ: Murder (Unfounded)

**EXHIBITS:**

**ATTACHED:**

1. Agent's Investigation Report (AIR) of SA (b)(6) (b)(7)(C) 8 Jan 14.
2. Documents pertaining to Mr. (b)(6) (b)(7)(C) 2 Jan 14.
3. Statement of Mr (b)(6) (b)(7)(C) 8 Jan 14
4. AIR of SA (b)(6) (b)(7)(C) 24 Jan 14.
5. AIR of SA (b)(6) (b)(7)(C) 26 Feb 14.
6. AIR of SA (b)(6) (b)(7)(C) 2 Apr 14.
7. Wavier Certificate and Statement of PFC (b)(6) (b)(7)(C) 2 Apr 14.
8. AIR of SA (b)(6) (b)(7)(C) 22 Apr 14.
9. AIR of SA (b)(6) (b)(7)(C) 2 Jun 14.

**FOR OFFICIAL USE ONLY**

Law Enforcement Sensitive

**FOR OFFICIAL USE ONLY**

Law Enforcement Sensitive

NOT ATTACHED:

None.

The originals of Exhibits 1 and 3-9 are maintained in the files of this office. The original of Exhibit 2 is retained in the files of Fairfax County Police Department, 4100 Chain Bridge Road Fairfax, VA 22030.

STATUS: This is a Final Report. Commander's report of Disciplinary or Administrative Action (DA Form 4833) is not required.

CID reports of investigation may be subject to Quality Assurance Review by CID higher headquarters.

Report Prepared By:

Report Approved By:

(b)(6) (b)(7)(C)

Special Agent

(b)(6) (b)(7)(C)

Special Agent in Charge

**DISTRIBUTION:**

Dir, USACRC, Quantico, VA

CDR, 3rd MP Group (CID), ATTN: Operations, Hunter Army Airfield, GA

CDR, Washington CID Battalion, JBM-HH, VA (LTC (b)(6) (b)(7)(C))

Garrison Commander, JBM-HH Military Community (FMMC), JBM-HH, VA 22211

Operations Officer, Washington CID Battalion, JBM-HH, VA

PMO Military District of Washington, Fort McNair, DC

Chief of Police, Joint Base Myer - Henderson Hall, 108 Sheridan Avenue, JBM-HH, VA 22211

Trial Counsel, Office of the Staff Judge Advocate, 3rd Infantry Regiment (TOG), JBM-HH, VA

Chief, Criminal Justice, OSJA, Military District of Washington, Fort McNair, DC

Regimental Commander, 3rd U.S. Infantry, The Old Guard, JBM-HH, VA 22211

Commander, USACIDC, ATTN: CIOP-CO, 27130 Telegraph Road, Quantico, VA

Director of Emergency Services, JBM-HH, VA

CDR, 1/3 INF, JBM-HH, VA (LTC (b)(6) (b)(7)(C))

FILE